

Mr. Jose Alvarez
Phillips & Paolicelli, LLP
380 Madison Ave, 24th Floor
New York, NY 10017

Re: AES Puerto Rico, LP
FOIA EPA-R2-2013-005858

Dear Mr. Alvarez:

This is in response to your May 2, 2013, request under the Freedom of Information Act, sent via electronic mail, for documents relating to AES Puerto Rico, L.P. EPA has interpreted this request to seek “reports, letters, chemical analyses, correspondence, memoranda, transcripts, photos videos and any other environmental monitoring assessments and environmental analyses in general conducted by or on behalf of [EPA, Region 2] in connection with your investigation [of AES]” Enclosed please find a compact disc with the requested documents. Please note, however, that three additional final memoranda (along with the earlier drafts of these three memoranda) are being withheld under the deliberative-process privilege and/or the attorney work-product privilege of FOIA Exemption 5.

Please call Gary Nurkin, Associate Regional Counsel, at (212) 637-3195, if you require further assistance regarding this matter.

Sincerely,

Dore LaPosta, Director
Division of Enforcement and Compliance Assistance

Enclosure

bcc (w/o Enclosures): D. Abrines, DECA/RPB
L. Grossman, DECA/RCB
D. Abrines, DECA/RPBG. Nurkin, ORC/AWTS